

UNITED STATES DISTRICT COURT
NORTHERN DISTRICT OF CALIFORNIA

THE ESTATE OF B.H., *et al.*,
Plaintiffs,
v.
NETFLIX, INC.,
Defendant.


Case No. 4:21-cv-06561-YGR
**ORDER DISMISSING CASE WITH
PREJUDICE**

On January 12, 2022, the Court issued an order granting Netflix, Inc.’s special motion to strike pursuant to California anti-SLAPP statute, Cal. Code of Civ. Proc. § 425.16, as well as Netflix’s Motion to Dismiss pursuant to Fed. R. Civ. P. 12(b)(6). (Dkt. No. 74.) Plaintiffs were directed to submit a statement indicating whether amendment would cure the deficiencies identified in the January 12, 2022 order. The statement has been received. (Dkt. No. 75.)

Given the Court’s order, plaintiffs agree at this time that amendment would be futile and reserve the possibility of amendment after exhausting their appeal. Therefore, Netflix’s motions are granted without leave to amend and the case is dismissed with prejudice. *See Platt Elec. Supply, Inc. v. EOFF Elec., Inc.*, 522 F.3d 1049, 1060 (9th Cir. 2008) (affirming denial of leave where “amendments would have been futile”). The Clerk is **DIRECTED** to close the case.

IT IS SO ORDERED.

Dated: January 19, 2022


YVONNE GONZALEZ ROGERS
UNITED STATES DISTRICT JUDGE